



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/800,793	03/07/2001	John Hathaway	940-3079-U	5476

7590

08/09/2005

Robert H. Earp, III  
McDonald, Hopkins, Burke & Haber Co., L.P. A.  
2100 Bank One Center  
600 Superior Avenue, E.  
Cleveland, OH 44114-2653

EXAMINER
----------

HYLTON, ROBIN ANNETTE

ART UNIT	PAPER NUMBER
----------	--------------

3727

DATE MAILED: 08/09/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Art Unit: 3727


The reply brief filed May 24, 2005 has been entered and considered. The application has been forwarded to the Board of Patent Appeals and Interferences for decision on the appeal.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Robin A. Hylton whose telephone number is 571/272-4540. The examiner can normally be reached on Monday-Friday 9:00 am - 4:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan Newhouse can be reached on 571/272-4544. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

RAH  
August 5, 2005



Robin A. Hylton  
Primary Examiner  
GAU 3727